

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, March 11, 2004, the following members were present:

Bob Rowe, Chairman
Matt Brainard, Commissioner
Greg Jergeson, Commissioner
Jay Stovall, Commissioner (via telephone)

Commissioner Schneider was absent and did not leave his votes with the Commission Secretary.

APPEARANCE

Leroy Beeby

(82) In the matter of CenturyTel of Montana N2004.2.27: On February 20, 22004 CenturyTel of Montana filed P.S.C. MONT. No. 12, adding a new packaged service called Select Pak/Business Assist Select. Simple Choice One and Simple Choice Two have been grandfathered and Simple Choice with Voice Mail has been renamed Simple Choice for residential customers and Business Assist Advantage for business customers. CenturyTel is requesting an effective date of March 22, 2004.

Commissioner Brainard moved to approve CenturyTel's request as stated above. Commissioner Jergeson seconded the motion, which passed 4 to 0.

(83) In the matter of MCI Telecommunications Corporation N2004.2.29: On February 23, 2004, MCI filed Transmittal Letter 04-04 revising its Montana Tariff No. 2. The purpose of the filing is to: Introduce Basic Calling Plan CC; Grandfather Basic Calling Plans W, X, and AAA; Add language to the dial-1 section of Advanced Option II for Small Business Savings Plan XV; Add residential data usage restriction language to Basic Calling Plan AAA and Basic Calling Plan Y; and introduce the following promotions: Small Business Term Plan Promotion 3; Small Business Term Plan Promotion 4; Small Business Term Plan Promotion 5; One Month Free Promotion, Integrated Service Discount Promotion; and Integrated Service \$25 Prepaid Card Promotion. MCI is requesting a March 1, 2004 effective date.

Commissioner Brainard moved to approve MCI's filing as stated above. Commissioner Jergeson seconded the motion, which passed 4 to 0.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(84) In the matter of T-03.46.PCN: On September 8, 2003, Chad Jay Smith dba Budgit Cab, Great Falls, Montana submitted an application for intrastate operating authority. That application

was noticed to the public on October 8, 2003. Protests were received. On December 1, 2003, the applicant requested that the authority be placed on hold and no hearing be scheduled. He was advised that he must contact the Commission by March 1, 2004 and advise that he was prepared to go forward with his application, or his application would be dismissed. There has been no contact from the applicant.

Commissioner Jergeson moved to dismiss the application and close the docket. Commissioner Brainard seconded the motion, which passed 4 to 0.

(85) In the matter of T-04.1.ST: On January 21, 2004 Joseph L. Garcia dba Mining City Taxi, Butte, Montana application for a transfer of PSC No. 321 to Mining City Taxi LLC, Butte, Montana. This application was noticed to the public on February 12, 2004. There have been no protests. The applicant and principle in the LLC, Joseph L. Garcia has requested that this sale and transfer be withdrawn and the docket closed.

Commissioner Brainard moved to withdraw the sale and transfer and to close the docket. Commissioner Jergeson seconded the motion, which passed 4 to 0.

(86) In the matter of TN2213: Mark L. Foos dba City Cab, Billings, Montana requests permission to continue the lease of PSC No. 9434 to Mark L. Foos and Shelia Y. Foos dba Billings Van & Shuttle Service, Billings, Montana for one year, February 13, 2004 to February 13, 2005.

Commissioner Stovall moved to continue the lease of PSC No. 9434 for one year. Commissioner Brainard seconded the motion, which passed 4 to 0.

(87) In the matter of the approval of Commission Minutes;

Commissioner Brainard moved to approve the Commission Minutes for the week of March 1, 2004. Commissioner Jergeson seconded the motion, which passed 4 to 0.

APPEARANCE
Martin Jacobson

(88) In the matter of the Commission's discussion of Western Montana EAS - Docket No. D2003.12.170, et. al.;

Commissioner Brainard moved to grant the protective order in Docket No. D2003.12.170 subject to any future modification of PSC rules and if modifications do occur that parties will be notified and given the opportunity to respond. Commissioner Jergeson seconded the motion, which passed 4 to 0.

Commissioner Brainard moved to grant the protective order in Docket No. D2004.2.17 subject to any future modification of PSC rules and if modifications do occur that parties will be notified and given the opportunity to respond. Commissioner Jergeson seconded the motion, which passed 4 to 0.

Commissioner Stovall moved to grant the protective order in Docket No. D2004.2.22 subject to any future modification of PSC rules and if modifications do occur that parties will be notified and given the opportunity to respond. Commissioner Brainard seconded the motion, which passed 4 to 0.

(89) In the matter of the Commission's discussion of MITS/MTA - Docket No. D2004.2.23;

Commissioner Brainard moved to reconsider the Commission's decision last week to grant the petition. Commissioner Jergeson seconded the motion, which passed 4 to 0.

Commissioner Brainard moved to issue a notice of petition to include questions outlined last week and additional comments to be due on April 1, 2004. Commissioner Jergeson seconded the motion, which passed 4 to 0.

(90) In the matter of the Commission's discussion of Western Wireless - Docket No. D2003.1.14: ETC in Qwest service areas;

Commissioner Brainard moved to deny the motion for continuance. Commissioner Stovall seconded the motion, which passed 4 to 0.

APPEARANCE

Marla Larson

(91) In the matter of the Commission's discussion of OMS Transmission Energy Market Tariff Comments to MISO;

Commissioner Rowe moved that Montana join in the comments of the organization of MISO to be filed with MISO on their draft transmission market tariff and authorize Commissioner Jergeson to participate in finalizing these comments on behalf of the PSC. Commissioner Brainard seconded the motion, which passed 4 to 0.

There being no further business to come before the Commission the meeting was adjourned.

BOB ROWE, Chairman

MATT BRAINARD, Commissioner

GREG JERGESON, Commissioner

JAY STOVALL, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)